

Code 122 CP181



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PATENT APPLICATION
File No.: 94-09C2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kenneth Kaushansky

#14
J.Q.J.
4/21/97

Serial No.: 08/347,748 Group Art Unit: 1812

Filed: December 1, 1994 Examiner: Mertz, P.

For: METHODS FOR STIMULATING ERYTHROPOIESIS USING
HEMATOPOIETIC PROTEINS

PETITION AND INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

PETITION

Applicant respectfully petitions the Commissioner to consider the accompanying Information Disclosure Statement and reference under 37 C.F.R. § 1.97(d)(1). The Commissioner is hereby authorized to charge the Petition fee under 37 C.F.R. § 1.17(i)(1) of \$130.00 to ZymoGenetics, Inc. Deposit Account No. 26-0290. A duplicate of this paper is enclosed.

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with 37 C.F.R. 1.56, 1.97 and 1.98, Applicants submit herewith a reference which they believe may be material to the examination of this application and with respect to which there may be a duty to disclose in accordance with 37 C.F.R. 1.56.

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In accordance with 37 C.F.R. 1.97, the filing of this Information Disclosure Statement shall not be construed as a representation that a search has been conducted, nor shall it be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. 1.56(b).

The reference is listed in PTO form 1449 which is in accordance with the requirements of M.P.E.P. 609. Applicants believe that their invention as claimed is patentable over the reference.

Pursuant to 37 CFR § 1.97(e)(2), the undersigned hereby certifies that no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the knowledge of the undersigned making the reasonable inquiry, was known to any individual designated in § 1.56(c) more than three months prior to the filing of the statement.

It is respectfully requested that this reference be considered by the Patent and Trademark Office in its examination of the above-identified application and be made of record therein. The Examiner is also invited to contact the Undersigned if there are any questions concerning this paper or the attached reference.

Respectfully submitted,
Kenneth Kaushansky



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